

LY-14,5.

UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF NEW YORK

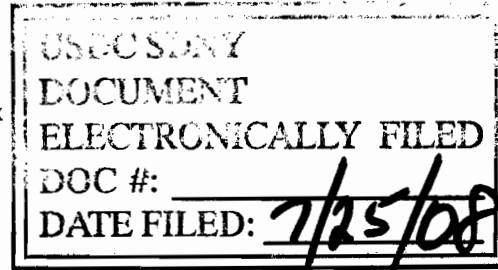
-----X
XL SPECIALTY INSURANCE COMPANY,

Plaintiff,

v.

JOHN D. AGOGLIA, et al.,

Defendants.
-----X



No. 08-CV-3821 (GEL)

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned
counsel that:

1. Lawrence S. Lustberg, Esq., Gibbons P.C., as counsel for Defendant Frank Mutterer (the "Stipulating Defendant(s)"), is authorized to accept, and has accepted, service of process of the Summons and Complaint in the above-captioned matter on behalf of the Stipulating Defendant(s).

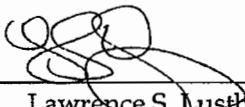
2. For the purpose of Fed. R. Civ. P. 4(l) this Stipulation constitutes proof of service.

3. The time for the Stipulating Defendant(s) to answer, move or otherwise respond to the Complaint is extended to and including June 23, 2008.

4. A signed copy of this Stipulation transmitted by electronic means will be deemed an original and may be so-filed with the Court.

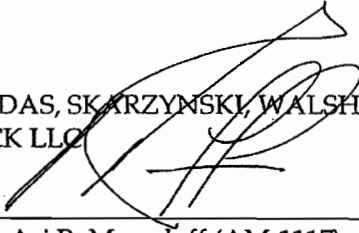
Dated: New York, New York
June 19, 2008

GIBBONS P.C.

By: 
Lawrence S. Lustberg ()
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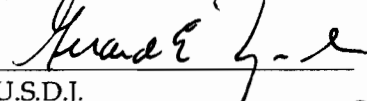
Attorneys for Defendant
Frank Mutterer

BOUNDAS, SKARZYNSKI, WALSH &
BLACK LLC

By: 
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New York, NY 10004
(212) 820-7700

Attorneys for Plaintiff
XL Specialty Insurance Company

IT IS SO ORDERED:


U.S.D.J.

7/25/08